

Mississippi Secretary of State
700 North Street P. O. Box 136, Jackson, MS 39205-0136

ADMINISTRATIVE PROCEDURES NOTICE FILING

AGENCY NAME MISSISSIPPI STATE BOARD OF MASSAGE THERAPY		CONTACT PERSON YVONNE LAIRD	TELEPHONE NUMBER 601-732-6038, 601-732-1803	
ADDRESS POST OFFICE BOX 20; 353 SOUTH FOURTH STREET		CITY MORTON	STATE MS	ZIP 39117
EMAIL director@msbmt.state.ms.us	SUBMIT DATE April 1, 2011	Name or number of rule(s): Mississippi State Board of Massage Therapy Rules and Regulations		

Short explanation of rule/amendment/repeal and reason(s) for proposing rule/amendment/repeal: To bring Massage Board Rules and Regulations in compliance with the Administrative Procedures Act Rules, Revised 2010 (all state agencies required to file a compilation of their rules by June 2011) – Rule 1.1 through Rule 11.1; to introduce requirement for passage of the Mississippi State Law Examination (MSLE) prior to licensure – Rule 1.4; 2.1(P); 4.4; 4.5; 5.1; to require client documentation by licensed massage therapist – Rule 7.5; to modify school instructor requirements for pathology, anatomy lecture, physiology lecture, kinesiology lecture or AIDS/HIV and infectious disease awareness – Rule 9.1; to make certain requirements of massage therapy establishments – Rule 11.1; and to establish certain inspection requirements – Rule 11.2; to clarify fines and penalties – Rule 2.2; and minor rule correction and clarification.

Specific legal authority authorizing the promulgation of rule: 73-67-15 (1)(g)

List all rules repealed, amended, or suspended by the proposed rule: Rule 1.1, 1.4, 2.1, 2.2, 4.4, 4.5, 5.1, 7.5, 9.1, 11.1, 11.2 see detail above

ORAL PROCEEDING:

☐ An oral proceeding is scheduled for this rule on Date: _____ Time: _____ Place: _____

☒ Presently, an oral proceeding is not scheduled on this rule.

If an oral proceeding is not scheduled, an oral proceeding must be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) or more persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address, email address, and telephone number of the person(s) making the request; and, if you are an agent or attorney, the name, address, email address, and telephone number of the party or parties you represent. At any time within the twenty-five (25) day public comment period, written submissions including arguments, data, and views on the proposed rule/amendment/repeal may be submitted to the filing agency.

ECONOMIC IMPACT STATEMENT:

☒ Economic impact statement not required for this rule. ☐ Concise summary of economic impact statement attached.

TEMPORARY RULES	PROPOSED ACTION ON RULES	FINAL ACTION ON RULES
_____ Original filing _____ Renewal of effectiveness To be in effect in _____ days Effective date: _____ Immediately upon filing _____ Other (specify): _____	Action proposed: _____ New rule(s) _____ Amendment to existing rule(s) _____ Repeal of existing rule(s) _____ Adoption by reference Proposed date of adoption: _____ 30 days after filing _____ Other (specify): _____	Action taken: <input checked="" type="checkbox"/> Adopted with no changes in text _____ Adopted with changes _____ Adopted by reference _____ Withdrawn _____ Repeal adopted as proposed Effective date: _____ 30 days after filing <input checked="" type="checkbox"/> Other (specify): May 1, 2011

Printed name and Title of person authorized to file rules: _____ Yvonne Laird, Executive Director _____

Signature of person authorized to file rules: Yvonne Laird

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Accepted for filing by	Accepted for filing by	Accepted for filing by

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.